



ATTENTION

Probate cases on this calendar are currently under review by the probate examiners. Review of some probate cases may not be completed and therefore have not been posted.

If your probate case has not been posted please check back again later.

Thank you for your patience.

Attorney Koligian, Robert, Jr. (for Petitioner Carol R. Velasquez-Cerda)

Petition for [Successor] Letters of Administration with IAEA

DOD: 11/13/2007		CAROL R. VELASQUEZ-CERDA , daughter, is Petitioner and requests appointment as [Successor] Administrator with Full IAEA authority without bond.	NEEDS/PROBLEMS/COMMENTS: Continued from 9/10/2015 per request of counsel. Note: Status Hearings were not set by Court at the time of appointment of the Administrator on 2/26/2008. Court will set a status hearing as follows pursuant to Probate Code § 1456.5: • Thursday, November 19, 2015 at 9:00 a.m. in Dept. 303 for filing of inventory and appraisal; and for filing of the first account and/or petition for final distribution. Pursuant Local Rule 7.5, if the documents noted above are filed 10 days prior to the dates listed, the hearings will be taken off calendar and no appearance will be required. The following issues from the last hearing remain: 1. Pursuant to Probate Code § 8800(b), <i>Final Inventory and Appraisal</i> was due 6/26/2008 . Need <i>Final Inventory and Appraisal</i> . 2. Pursuant to Probate Code § 12200, first account and/or petition for final distribution was due 6/26/2009 . Need first and final account, or verified status report pursuant to Probate Code § 12200, and proof of service of notice of the status hearing pursuant to Local Rule 7.5(B). ~Please see additional page~
Cont. from 091015			
Aff.Sub.Wit.			
✓ Verified			
Inventory			
PTC			
Not.Cred.			
✓ Notice of Hrg			
✓ Aff.Mail	W/		
Aff.Pub.			
Sp.Ntc.		CORA VELASQUEZ , spouse, was appointed Administrator with Full IAEA authority without bond on 2/26/2008 , and <i>Letters</i> issued on that date. Administrator passed away on 10/21/2014. Petitioner states: • Subsequent to the time Decedent died on 11/13/2007, there were many issues surrounding both the estate of the Decedent and many issues as to title to certain assets which, at this time, Petitioner believes are resolved; • However, immediately prior to the resolution of those issues which precluded the proper completion of the Decedent's probate in this Court, Cora Velasquez, Decedent's surviving spouse who was appointed Administrator, passed away on 10/21/2014; • Decedent and his spouse had 6 surviving adult children, all of whom are the sole heirs and they have joined [in this Petition] and waived bond, as the Court can see from the Waivers of Bond attached to the <i>Petition</i> ; • In addition, all of the surviving children have [signed] a <i>Consent to Appointment of Successor Administrator</i> [filed on 7/30/2015] requesting that the Court appoint Petitioner as successor administrator.	
Pers.Serv.			
Conf. Screen			
✓ Letters			
✓ Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order	X		
Aff. Posting		Reviewed by: LEG Reviewed on: 10/6/15 Updates: Recommendation: File 1 – Velasquez	
Status Rpt			
UCCJEA			
Citation			
FTB Notice			

NEEDS/PROBLEMS/COMMENTS, continued:

3. *Petition* states that Decedent's son, **EDMOND VELASQUEZ**, died on 1/22/2015. Item 8 of the *Petition* does not but should list any surviving children of **EDMOND VELASQUEZ**, and if any, notice of the petition for appointment of successor administrator must be served to them pursuant to Probate Code §§ 8522(b) and 8110(a). *[Note: Signed Waiver of Bond forms would be required from each surviving child of Edmond Velasquez.]*
4. *Petition* states Decedent and his spouse had 6 surviving adult children, all of whom are the sole heirs of the estate. However, it appears pursuant to Probate Code §§ 6401 and 6402 that they are not the sole heirs, as the heirs of the estate appear to consist of the **ESTATE OF CORA VELASQUEZ**; the Decedent's surviving children, namely **CHRISTINA FRICKE-TREVINO, KATHRYN T. VIGIL, SARAH L. LOPEZ, CAROL R. VELASQUEZ-CERDA, GREGORY C. VELASQUEZ, DERECK L. VELASQUEZ**; and any issue of post-deceased son, **EDMOND VELASQUEZ**.
5. It is unclear whether mandatory-use Judicial Council form DE-142, *Waiver of Bond by Heir of Beneficiary*, is intended to include an attachment page for signatures of multiple heirs. *Waiver of Bond by Heir of Beneficiary* attached to the *Amended Petition* filed 7/30/2015 includes an attached page containing the signatures of 5 of the heirs; the attachment does not include the text of the *Waiver of Bond by Heir of Beneficiary*, although the preceding statement before the signatures states the undersigned persons have read the form and waive bond; additionally, the signatures on the attachment page are not dated by the heirs who signed. Item E of the *Waiver of Bond by Heir of Beneficiary* form refers to "signing this form" but is unclear as to the acceptability of an attachment page to the form, and the form itself does not include a check box indicating continuance on an attachment or additional page, as is typically seen on Judicial Council forms.
6. Need proposed order for appointment of successor administrator. *[Note: Proposed letters submitted by Petitioner have been interlineated to strike the word "amended" as the letters will be "successor" letters of administration, which term also has been interlineated on the proposed letters.]*

Petition for Visitation

Taylor, 13	TANIA CHEEK, mother, is Petitioner.		NEEDS/PROBLEMS/COMMENTS: <u>CONTINUED FROM 09/08/15</u> Minute Order from 09/08/15 states: Parties will file a written stipulation in which they agree to submit on the pleadings and cite the documents that are currently pending before the Court. Mr. Ruiz will file a reply brief by 10/02/15, and Ms. Mathes may file a supplemental declaration at or before 10/08/15. Parties agree to present oral arguments on 10/08/15 then submit the matter. As of 10/06/15, nothing further has been filed. <u>Note:</u> According to Court Records, Tania Cheek has a balance owing of \$180.00 for filing fees.
Byron, 10	LINDA CHEEK and TERRY CHEEK, paternal grandparents, were appointed as Guardians on 12/01/08.		
	Petitioner requests [see Petition for details].		
	Petitioner states [see Petition for details].		
Cont. from 082415, 090815	Guardians' Objections to Petition for Termination of Guardianship filed 08/17/15 [see file for details.]		
Aff.Sub.Wit.		Court Investigator Jennifer Daniel filed a report on 08/19/15.	
✓ Verified			
Inventory			
PTC			
Not.Cred.			
✓ Notice of Hrg			
✓ Aff.Mail	w/		
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report	x		
9202			
✓ Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
Reviewed by: JF			
Reviewed on: 10/06/15			
Updates:			
Recommendation:			
File 2A – Cheek			

		CONFIDENTIAL	NEEDS/PROBLEMS/COMMENTS: <u>CONTINUED FROM 09/08/15</u>	
Cont. from 082415, 090815				
Aff.Sub.Wit.				
Verified				
Inventory				
PTC				
Not.Cred.				
Notice of Hrg				
Aff.Mail				
Aff.Pub.				
Sp.Ntc.				
Pers.Serv.				
Conf. Screen				
Letters				
Duties/Supp				
Objections				
Video Receipt				
CI Report				
9202				
Order				
Aff. Posting				
Status Rpt				
UCCJEA				
Citation				
FTB Notice				
				Reviewed by: JF
				Reviewed on: 10/08/15
				Updates:
				Recommendation:
		File 2B – Cheek		

Petition of Beneficiary to Appoint Successor Trustee

Chester Beeler DOD: 12/29/09		FRANCES BEELER ALBERS, Beneficiary, is Petitioner.	NEEDS/PROBLEMS/ COMMENTS:
Mary Lorene Beeler DOD: 4/2/10			
Cont. from 090115		<p>Petitioner states the Chester & Lorene Beeler Trust was created 4/12/07. CHESTER PORTER BEELER and GAIL BROWN were designated as the initial co-trustees pursuant to the Third Amendment dated 7/3/08.</p>	<p><u>SEE PAGE 2</u></p>
	Aff.Sub.Wit.		
✓	Verified	<p>As a result of the resignation of Gail Brown, a vacancy has developed in the office of trustee. No provision was made in said trust for the appointment of a successor trustee.</p>	
	Inventory		
	PTC	<p>The sole asset of the trust is an Installment Note (interest included) dated 8/27/07 in the face amount of \$171,000.00 executed by Bentotage Premaial Desilva and Damayanthi Desilva, which is secured by a Deed of Trust and Assignment of Rents recorded e9/7/07 in Fresno County Records as Document No. 2007-0167311. The unpaid balance as of 6/20/15 is \$158,381.87</p>	
	Not.Cred.		
✓	Notice of Hrg	<p>The Third Amendment to the Trust does not provide for the appointment of a successor trustee. Petitioner as income beneficiary requests that the Court appoint MATT BICKEL, a licensed California fiduciary, as Successor Trustee (consent attached) with bond of \$160,000.00 due to the vacancy.</p>	
✓	Aff.Mail		
	Aff.Pub.	<p>Petitioner states the beneficiaries entitled to notice of this petition are Anna B. Hinley, Elizabeth Beeler Rogers, Gail Brown, Frances Albers, and West Park Baptist Church.</p>	
	Sp.Ntc.		
	Pers.Serv.	<p>Petitioner requests that:</p> <ol style="list-style-type: none"> 1. The Court appoint Matt Bickel as Successor Trustee of the Chester & Lorene Beeler Living Trust dated 4/12/07; 2. The Court order that a bond of \$160,000.00 be obtained by the Successor Trustee with a receipt to be filed; and 3. The Court make all further and proper orders that the Court may deem necessary. 	
	Conf. Screen		
	Letters	<p><u>SEE ADDITIONAL PAGES</u></p>	
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		

Reviewed by: skc

Reviewed on: 9/30/15

Updates:

Recommendation:

File 3 – Beeler

Attorney Bagdasarian's declaration filed 8/26/15 states Gail Brown is the current trustee, and was formerly represented by Attorney Gregory Roberts. It is alleged that Gail Brown has failed to continue to administer the trust and was contacted through her counsel to resign as trustee. Mr. Roberts indicated that he would recommend same to Ms. Brown. However, on further contact with Mr. Roberts, he indicates that he has not been able to contact Ms. Brown to determine her willingness to resign and obtain the resignation on her behalf.

Mr. Bagdasarian indicates that it is imperative that a trustee be appointed to continue to administer the trust, including the collection of payments under a promissory note and the payment of fiduciary income taxes. Therefore, request is made that Matt Bickel be appointed as Successor Trustee with bond of \$160,000.00.

NEEDS/PROBLEMS/COMMENTS:

1. **Petitioner states the resignation of Gail Brown is attached as Exhibit C; however, no Exhibit C is attached. Mr. Bagdasarian's later declaration indicates that there may not be a signed resignation. Need clarification.**
2. **On 9/24/13, this Court granted Trustee Gail Brown's Petition for Settlement of her Second and Final Account and Report, which included final distribution of various trust assets, including the subject Installment Note as follows:**
 - To Elizabeth Beeler Rogers and John H. Beeler, 5.625% each or 11.25%
 - To Anna B. Hinley and Frances Beeler Albers (Petitioner), 18.0% each or 36.0%
 - To Fresno Rescue Mission 52.75%

This petition does not address that Order or allege whether any distribution occurred thereto, including distribution of the subject Installment Note or any of the other assets. Need clarification. Were the other assets distributed pursuant to the Order, leaving only this Installment Note as an asset of the trust? If so, why?

3. **Petitioner lists five parties entitled to notice as "income beneficiaries" at Paragraph 7, but does not include certain parties to whom shares of the subject Installment Note were *distributed* pursuant to the 9/24/13 order, namely, John H. Beeler and Fresno Rescue Mission.**

Further, this list should include each person entitled to notice of proceedings regarding the trust pursuant to Probate Code §17201, which based on the above details, may include more than just the five income beneficiaries of this particular trust asset.

Therefore, need complete list of persons entitled to notice of these proceedings. Continuance may be required for notice to those entitled thereto.

4. **Petitioner requests appointment of a successor trustee, but does not appear to request removal of the current trustee or provide grounds for removal pursuant to Probate Code §15642. Need clarification. At this point, there does not appear to be a vacancy, since no resignation has been filed. If granted, the Court may require a revised order including removal of Ms. Brown as trustee.**

Second and Final Account and Report of Guardian and Petition for its Settlement; for Allowance of Attorney Fees and Reimbursement of Costs Advanced; for Termination of Guardianship Proceedings, for Discharge of Guardian and for Transfer of Guardianship Funds to Conservatorship Estate

		DELIA GONZALEZ , Guardian, is petitioner.	NEEDS/PROBLEMS/COMMENTS: Note: Petition indicates that upon the filing of receipts petitioner should be discharged as guardian of the estate. Probate Code 2627(b) states a guardian is not entitled to discharge until one year after the minor has attained the age of majority. Examiner has removed the language regarding discharge from the order.
		Account period: 10/31/13 – 6/30/15	
Cont. from 091715		Accounting - \$571,124.28	
<input type="checkbox"/>	Aff.Sub.Wit.	Beginning POH - \$113,657.09	
<input checked="" type="checkbox"/>	Verified	Ending POH - \$569,204.53	
<input type="checkbox"/>	Inventory	Guardian - waives	
<input type="checkbox"/>	PTC	Attorney - \$2,884.00	
<input type="checkbox"/>	Not.Cred.	(12.5 hours @ \$225/hr. and 1.3 hours @ \$65/hr.)	
<input checked="" type="checkbox"/>	Notice of Hrg	Costs - \$488.00	
<input checked="" type="checkbox"/>	Aff.Mail	(filing fee and certified copies)	
<input type="checkbox"/>	Aff.Pub.	Petitioner prays for an Order:	
<input checked="" type="checkbox"/>	Sp.Ntc.	1. Settling, allowing and approving the second and final account;	
<input type="checkbox"/>	Pers.Serv.	2. Approving all acts and transactions of Guardian;	
<input type="checkbox"/>	Conf. Screen	3. Payment of attorney fees and costs.	
<input type="checkbox"/>	Letters	4. Directing the remaining property on hand be transferred to the conservator of the estate of Francisco De La Mora;	
<input type="checkbox"/>	Duties/Supp	5. Upon approval of this accounting and the filing of receipts, petitioner should be discharged as guardian of the estate;	
<input type="checkbox"/>	Objections	6. The Guardianship estate proceedings be terminated.	
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input checked="" type="checkbox"/>	2620(c)		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed by: KT
			Reviewed on: 10/5/15
			Updates:
			Recommendation:
			File 5 – De La Mora

6 Julissa Contreras, Arianna Contreras, Danny Cabrera and Ramon Contreras (GUARD/P)**Case No. 13CEPR00234****Petitioner Contreras, Ramon Victor (Pro Per – Father)****Petition for Visitation**

Julissa age: 12	RAMON VICTOR CONTRERAS , father, is petitioner. <u>Please see petition for details</u>	NEEDS/PROBLEMS/COMMENTS: 1. Need Notice of Hearing. 2. Need proof of service of Notice of Hearing at least 15 days prior to the hearing on all relatives pursuant to Probate Code § 1460, including: <ul style="list-style-type: none">• Patricia Martinez (Guardian)• Candice Gomez (Guardian)• Stephanie Cabrera (Mother)• Maria Contreras (Paternal Grandmother)• John Cabrera (Maternal Grandfather)	
Ariana age: 7			
Danny age: 7			
Ramon age: 5			
Cont. from			
<input type="checkbox"/> Aff.Sub.Wit.			
<input checked="" type="checkbox"/> Verified			
<input type="checkbox"/> Inventory			
<input type="checkbox"/> PTC			
<input type="checkbox"/> Not.Cred.			
<input type="checkbox"/> Notice of Hrg			x
<input type="checkbox"/> Aff.Mail			x
<input type="checkbox"/> Aff.Pub.			
<input type="checkbox"/> Sp.Ntc.			
<input type="checkbox"/> Pers.Serv.			
<input type="checkbox"/> Conf. Screen			
<input type="checkbox"/> Letters			
<input type="checkbox"/> Duties/Supp			
<input type="checkbox"/> Objections			
<input type="checkbox"/> Video Receipt			
<input type="checkbox"/> CI Report			
<input type="checkbox"/> 9202			
<input type="checkbox"/> Order			x
<input type="checkbox"/> Aff. Posting			
<input type="checkbox"/> Status Rpt			
<input type="checkbox"/> UCCJEA			
<input type="checkbox"/> Citation			
<input type="checkbox"/> FTB Notice			
		Reviewed by: LV	
		Reviewed on: 10/05/2015	
		Updates:	
		Recommendation:	
		File 6 – Contreras & Cabrera	

Atty Kruthers, Heather (for Public Administrator – Petitioner)
 Atty Roberts, Gregory J. (for Joseph Balagno – Beneficiary - Objector)
 Atty Armo, Lance E. (for Linda Balagno and Lori Brown – Beneficiaries)
 Atty Gromis, David Paul (for Nicholas Kovacevich – Former Trustee)
 Atty Johnson, Summer (for Mary Pond – Respondent)

First and Final Account and Report of Successor Trustee; Petition for Allowance of Compensation to Successor Trustee and her Attorney; and for Distribution

		FRESNO COUNTY PUBLIC ADMINISTRATOR, Successor Trustee, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: Minute Order 9/1/15: Joseph Balagno objects to the petition. Written objections are to be filed no later than 9/22/15 and mail a copy to everyone legally entitled to notice. Ms. Johnson reports that they are ironing out the details regarding distribution and requests continuance. Note: On 7/28/15, the Court granted preliminary distribution of \$50,000.00 to each of the four beneficiaries. Update: Joseph Balagno's objection was filed 9/22/15. See Page 2. The following issues remain: 1. Need receipts for the preliminary distribution from Linda Sue Balagno, Lori Jo Brown, Joseph Dale Balagno, and Mary Pond. 2. Given the preliminary distribution, need recalculation of final distribution and revised order.
		Account period: 10/15/13 – 5/27/15 Accounting: \$560,600.75 Beginning POH: \$516,776.66 Ending POH: \$503,035.65 (\$464,108.72 cash plus personal property)	
Cont. from 072815, 090115		Successor Trustee (Statutory): \$14,129.06	Reviewed by: skc Reviewed on: 9/30/15 Updates: Recommendation: File 7 – Balagno
<input type="checkbox"/>	Aff.Sub.Wit.	Successor Trustee (Extraordinary): \$248.00 (preparation, filing tax returns)	
<input checked="" type="checkbox"/>	Verified	Bond fee: \$2,102.27	
<input type="checkbox"/>	Inventory	Costs: \$141.50 (to pay to Fresno Superior Court for certified copies)	
<input type="checkbox"/>	PTC	Reserve: \$400.00 (for payment of any tax preparation after date of this account)	
<input type="checkbox"/>	Not.Cred.	Reserve: \$25,000.00 (pursuant to settlement agreement, for fees that may be awarded to the former trustee and his attorney)	
<input checked="" type="checkbox"/>	Notice of Hrg	Petitioner states the children and longtime girlfriend of Dale W. Balagno entered into a settlement agreement regarding distribution of assets as follows:	
<input checked="" type="checkbox"/>	Aff.Mail	Linda Sue Balagno: \$101,880.95 cash plus Bersa handgun, 2005 Ford Mustang, 1965 Chevy Pickup, and 1985 Harley Davidson	
<input type="checkbox"/>	Aff.Pub.	Lori Jo Brown: \$101,880.96 cash plus Colt pistol, Smith & Wesson handgun, 2002 Harley Davidson	
<input type="checkbox"/>	Sp.Ntc.	Joseph Dale Balagno: \$101,880.96 cash plus Beretta handgun, Smith & Wesson handgun, .80 round of ammunition, .25 rounds of ammunition, Yellow ring with stones, Peugeot watch, Harley Davidson watch, Geneva watch, 2005 Harley Davidson	
<input type="checkbox"/>	Pers.Serv.	Mary Pond: \$101,880.96 cash	
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		

Page 2

Objection to Proposed Distribution of Personal Property filed 9/22/15 by Joseph Balagno states he did not sign the settlement agreement. He agrees with all terms with the exception of the distribution of the personal property. In addition to the items being distributed to him, Joseph Dale Balagno should receive the following items that his father wanted him to have:

- 1965 Chevy Pickup
- 1986 Harley Davidson Sportster
- 1985 Harley Davidson
- Helmet, gloves, jacket
- 1/3 of the unclaimed property with the State Controller.

Joseph Dale Balagno has been told that he cannot receive the guns. If he cannot receive the guns, they should be distributed to his mother, Sarah Roberts, so they can ultimately be distributed to his children when they are old enough.

Declaration of Attorney Lance Armo filed 9/29/15 (Attorney for beneficiaries Linda Balagno and Lori Brown) states he has reviewed the objection with his clients. In light of said objection, his clients no longer agree to any further distribution of funds or personal items until and unless Joseph Balagno and his clients agree in writing to the distribution pursuant to the settlement agreement.

Further, his clients hereby request that the 1965 pickup located in the garage of Joseph Balagno's residence be turned over to the Public Administrator for the pendency of this matter.

Mr. Armo will not be present on 10/8/15 as he will be attending the State Bar Annual Meeting and Convention.

Petitioner: Rosie H. Acosta (pro per)

Petition for Final Distribution on Waiver of Accounting (And for Allowance of Statutory Commissions)

DOD: 3/31/14		ROSIE ACOSTA , Administrator, is petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. Creditor's Claim from St. Agnes filed on 12/8/14 in the amount of \$136.15 was not addressed. 2. Need Allowance or Rejection of Creditor's Claim of St. Agnes. 3. Petition does not contain a statement regarding Probate Code §216 and 9202(b) re: notice to the Director of Victims Compensation and Government Claims Board. 4. Petition must state specifically the amount cash to be distributed to each beneficiary (after the costs of administration and closing reserve have been deducted). 5. Petition does not state the status of the 2005 Monte Carlo. 6. Property on hand schedule does not include the carry value of the real property. 7. Need Order. <u>Note:</u> order must comply with Local Rule 7.6.
		Accounting is waived.	
Cont. from		I & A - \$864,681.16	
<input type="checkbox"/>	Aff.Sub.Wit.	POH - ???	
<input checked="" type="checkbox"/>	Verified	Administrator (statutory) - \$20,293.62	
<input checked="" type="checkbox"/>	Inventory		
<input checked="" type="checkbox"/>	PTC	Closing - \$1,000.00	
<input checked="" type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg	Distribution, pursuant to intestate succession, is to:	
<input checked="" type="checkbox"/>	Aff.Mail	Rosie Acosta - ½	
<input type="checkbox"/>	Aff.Pub.	Thomas Acosta, Sr. - ½	
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters	7/25/14	
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202	X	
<input type="checkbox"/>	Order	X	
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input checked="" type="checkbox"/>	FTB Notice		
			Reviewed by: KT Reviewed on: 10/5/15 Updates: Recommendation: File 9 – Acosta

Guardian: Christina Renee Flores (pro per)

Petitioner: Amber Dawn Shirey (pro per)

Petition for Visitation

			AMBER SHIREY , mother, is petitioner.	NEEDS/PROBLEMS/COMMENTS:
			CHRISTINA FLORES , non-relative, was appointed guardian on 8/21/14.	
Cont. from			Please see petition for details.	
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail	W/		
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
	Letters			
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
	Order	X		
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			
			Reviewed by: KT	
			Reviewed on: 10/5/15	
			Updates:	
			Recommendation:	
			File 10 – Folsom	

Petitioner: Juanita Cadena (pro per)

Petition for Appointment of Probate Conservator

		TEMPORARY EXPIRES 10/8/15.	NEEDS/PROBLEMS/COMMENTS:
		JUANITA JENNY CADENA , sister, is petitioner	Court Investigator Advised Rights on 8/17/15.
Cont. from 082715		Please see petition for details.	Voting Rights affected need Minute Order
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified	Court Investigator Report filed on 8/21/15	<ol style="list-style-type: none"> Capacity Declaration filed on 8/28/15 is incomplete at #1 and #2, the name, address and telephone number of the physician. Capacity Declaration filed on 8/28/15 is not initialed by the physician at #7b, as required.
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	W/	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input checked="" type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input checked="" type="checkbox"/>	Video Receipt		
<input checked="" type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input checked="" type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed by: KT
			Reviewed on: 10/5/15
			Updates:
			Recommendation:
			File 12 – Schembri

Attorney: Robert Koligian, JR (for Petitioner Robert Holland)

Petition for Instructions to Establish Trust Ownership of Personal Property

			ROBERT HOLLAND , Successor Trustee, is petitioner.	NEEDS/PROBLEMS/COMMENTS:
			Petitioner alleges: The Gae Werfel Trust was established by Gae Werfel on July 1, 2009. Gae Werfel was the settlor and trustee of the Trust until her death.	
Cont. from			Gae Werfel died on 2/6/15.	
	Aff.Sub.Wit.			
✓	Verified		Prior to her death Gae Werfel executed the First Amended And Restated Declaration of Trust of the Gae Werfel Trust dated July 1, 2009 ("TRUST") on September 9, 2014.	
	Inventory			
	PTC		Exhibit "A" to the TRUST was never completed by Ms. Werfel despite her repeated contact with her attorney, both in writing and verbally, that she was in the process of completing the transfer of all of her assets to the TRUST. Her attorney prepared the Deed placing Ms. Werfel's personal residence into the TRUST, and she was instructed how to transfer the other assets, consisting of primarily personal, and not real property, into the TRUST. Ms. Werfel executed, in her own handwriting, a document dated July 1, 2009, purporting to transfer "all right, title and interest in "The Werfel Family Partnership", "Geltco" and the bank accounts, brokerage accounts, and all other accounts bearing these names to the Gae Werfel Trust, this the first day of July, 2009"	
	Not.Cred.			
✓	Notice of Hrg		Please see additional page	
✓	Aff.Mail	W/		
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
	Letters			
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			
			Reviewed by: KT	
			Reviewed on: 10/6/15	
			Updates:	
			Recommendation:	
			File 14 – Werfel	

Furthermore, the Werfel Family Limited Partnership K-1s for the tax years 2012 and 2013 (2014 are now in preparation) have, on their face pages, listed "THE GAE WERFEL TRUST, GAE WERFEL TRUSTEE" as the partners name, also indicating Ms. Werfel's intent. The Wer-Stan Associates LP K-1s, for the tax year 2012, 2013 and 2014, the face pages also indicate "THE GAE WERFEL TRUST" as the partner's name.

A copy of Ms. Werfel's Last Will and Testament dated September 23, 2014, a classic "pour over Will" in which all of Ms. Werfel's assets were "poured over" at the time of her death into the TRUST.

Petitioner requests instructions directing that all items in Exhibit "F" of the petition are assets of the TRUST, that the Trust has title to said assets, and Robert Holland, as the sole successor Trustee, has full power to sell and transfer said assets in accordance with the provisions of the TRUST.

Wherefore, Petitioner, Robert Holland, Prays for an Order:

1. Instructing the Trustee with regard to the proper administration of the Trust with the respect to matters alleged herein;
2. Instructing the Trustee that the personal property described in Exhibit "F" to the Petition are assets of the Gae Werfel Trust; and
3. That title of said personal property described in Exhibit "F" is vesting fully in the name of the Gae Werfel Trust; and
4. Robert Holland, as sole Successor Trustee, of the Gae Werfel Trust, has full power to sell, transfer and deal with said personal property, in accordance with the provisions of the Trust.